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February 10, 2005

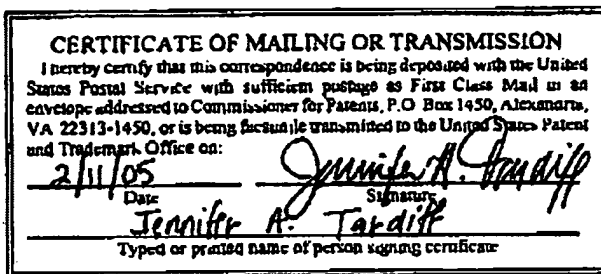
PATENT APPLICATION
DOCKET NO. 1159.1004-005

**NOTICE OF APPEAL FROM THE EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

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FEB 11 2005

Applicants: Steven A. Bogen and Herbert H. Loeffler
Application No.: 09/702,298 Group: 1743
Filed: October 31, 2000 Examiner: Lyle Alexander
Confirmation No.: 3668
For: AUTOMATED SLIDE STAINER WITH SLIDE HOUSING (AMENDED)



Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated September 29, 2004 of the Examiner finally rejecting claims 3-18. The item(s) checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated September 29, 2004 for two months from December 29, 2004 to February 28, 2005.

2. ☐ A month extension of time to respond to the Office Action Made Final dated was filed on with payment of a \$ fee.

☐ Applicant hereby petitions for an additional month extension of time to respond to the Office Action Made Final.

3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

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4. Fees are submitted for the following:

| | | | |
|-------------------------------------|-----------------------------------|-----------|-------------------|
| <input checked="" type="checkbox"/> | Extension of Time for two months | \$ | <u>450</u> |
| <input type="checkbox"/> | Additional Extension of Time: | | |
| | Fee for Extension ([] mo.) | \$ | <u> </u> |
| | Less fee paid ([] mo.) | - \$ | <u> </u> |
| | Balance of fee due | \$ | <u>0</u> |
| <input checked="" type="checkbox"/> | Notice of Appeal | \$ | <u>500</u> |
| <input type="checkbox"/> | Other _____ | \$ | <u> </u> |
| | TOTAL | \$ | <u>950</u> |


5. The method of payment for the total fees is as follows:

- ☐ A check in the amount of \$[] is enclosed.
- ☒ Please charge Deposit Account No. 08-0380 in the amount of \$950.

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

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Date: 2/10/5